

Message Text

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ACTION DLOS-06

INFO OCT-01 ARA-16 IO-14 ISO-00 AF-10 EA-11 EUR-25 NEA-10

RSC-01 CG-00 CIAE-00 DODE-00 PM-07 H-03 INR-10 L-03

NSAE-00 NSC-07 PA-04 PRS-01 SP-03 SS-20 USIA-15

CEQ-02 COA-02 COME-00 EB-11 EPA-04 NSF-04 SCI-06

FEA-02 ACDA-19 AEC-11 AGR-20 DOTE-00 FMC-04 INT-08

JUSE-00 OMB-01 TRSE-00 OIC-04 DRC-01 /266 W

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FM USMISSION USUN NY

TO SECSTATE WASHDC PRIORITY 3502

INFO AMEMBASSY SAN JOSE

AMEMBASSY TEGUCIGALPA

AMEMBASSY MANAGUA

AMEMBASSY GUATEMALA CITY

AMEMBASSY BOGOTA

C O N F I D E N T I A L USUN 1255

E.O. 11652: GDS

TAGS: PBOR UN CS

SUBJ: COSTA RICA LOS VIEWS

SUMMARY: FONMIN FACIO OF COSTA RICA INDICATED TO AMB STEVENSON COSTA RICA WILL ACTIVELY WORK FOR 12-MILE TERRITORIAL SEA, PATROMONIAL SEA INCLUDING PREFERENTIAL NOT EXCLUSIVE FISHING RIGHTS, AND FREE TRANSIT THROUGH INTERNATIONAL STRAITS. HE ALSO INDICATED SUPPORT FOR US COMPUSLORY DISPUTE SETTLEMENT PROPOSAL. END SUMMARY

1. IN LUNCHEON MEETING WITH AMB STEVENSON FONMIN FACIO OF COSTA RICA INDICATED HE PLANS TO HEAD GCR DEL TO LOS CONF IN CARACAS BUT WILL PROBABLY NOT ARRIVE UNTIL SECOND OR THIRD WEEK OF CONF BECAUSE OF OTHER COMMITMENTS. HE INDICATED THAT HE PLANS TO TAKE ACTIVE ROLE IN SEEKING GENERAL

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CATED THAT HE PLANS TO TAKE ACTIVE ROLE IN SEEKING GENERAL

AGREEMENT ON BASIS OF 12-MILE TERRITORIAL SEA AND PATRIMONIAL SEA OF 200 MILES OR BEYOND 200 MILES TO THE EDGE OF CONTINENTAL MARGIN IN THE CASE OF SEABED RESOURCES WHERE THE CONTINENTAL MARGIN EXTENDS BEYOND 200 MILES. HE EMPHASIZED THAT WITH RESPECT TO FISHERIES JURISDICTION COSTA RICA, UNLIKE SOME OF THE OTHER PATRIMONIAL STATES, WOULD SUPPORT PREFERENTIAL RATHER THAN EXCLUSIVE COASTAL FISHING RIGHTS AND AN OBLIGATION ON COASTAL STATES TO PERMIT FOREIGN FISHING TO THE EXTENT THAT THE COASTAL STATE IS NOT FULLY UTILIZING THE STOCK. CR WOULD ALSO FAVOR REGIONAL INTERNATIONAL AGREEMENTS FOR TUNA.

2. HE REFERRED TO THE FACT THAT IN SIGNING THE DECLARATION OF SANTA DOMINGO HE HAD DECLARED THAT THE PRINCIPLES OF THAT DECLARATION IN NO WAY DEROGATED FROM THE FREEDOM OF NAVAL AND AIR NAVIGATION THROUGH AND OVER INTERNATIONAL STRAITS WHILE RECOGNIZING THAT WITHIN STRAITS OVERLAPPED BY THE TERRITORIAL SEA THIS RIGHT OF FREE NAVIGATION WAS LIMITED TO A TRANSIT RIGHT AND DID NOT INCLUDE CARRYING ON OTHER ACTIVITIES.

3. IN RESPONSE TO AMB STEVENSON'S INDICATION OF THE HIGH IMPORTANCE US ATTACHES TO OPEN AND NON-DISCRETIONARY ACCESS TO DEEP SEABEDS MINERALS, FACIO INDICATED HE FELT COMMON HERITAGE PRINCIPLE COULD BEST BE IMPLEMENTED THROUGH REVENUE SHARING AND WOULD OPPOSE HAVING THE AUTHORITY ITSELF CARRY ON EXPLOITATION. FONMIN FACIO INDICATED THAT HE LIKED US COMPULSORY DISPUTE SETTLEMENT PROPOSAL AND AGREED THAT THERE SHOULD BE SPECIAL LOS TRIBUNAL.

4. FACIO INDICATED THAT HE FELT HONDURAS AND NICARAGUA WOULD GO ALONG WITH HIS GENERAL VIEWS AND THAT EL SALVADOR WOULD BE WILLING TO CHANGE ITS CONSTITUTIONAL 200-MILE TERRITORIAL SEA PROVISION PROVIDING THERE IS INTERNATIONAL AGREEMENT ON A 12-MILE TERRITORIAL SEA AND PATRIMONIAL SEA. HE WILL BE TALKING TO THE NEW GUATEMALAN FONMIN WHO HE FEELS HAS NO FIXED VIEWS ON LOS. HE EXPECTS THE PRESENT FONMIN OF COLOMBIA VASQUEZ TO BE NAMED TO HEAD GOC LOS DEL WHEN HE GOES OUT OF OFFICE AS FONMIN.

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5. AMB STEVENSON ENCOURAGED FACIO TO PARTICIPATE IN AS MUCH OF CONF AS POSSIBLE, SUGGESTING THE IMPORTANCE OF RESPONSIBLE LEADERSHIP IN REACHING AGREEMENT AND THE CRITICAL NECESSITY OF REACHING SUBSTANTIAL AGREEMENT, PARTICULARLY ON THE TERRITORIAL SEA AND COASTAL STATE RESOURCE JURISDICTION THIS SUMMER. HE ALSO INDICATED TO FACIO OUR PARTICULAR APPRECIATION FOR THE POSITION HE HAD TAKEN ON TRANSIT THROUGH AND OVER INTERNATIONAL STRAITS.

6. FACIO INDICATED THAT HE EXPECTS LOS CONF TO COME UP IN CONSULTATIONS WITH THE SECRETARY IN WASHINGTON. IN VIEW OF FACIO'S POSITION WHICH IS SO GENERALLY SUPPORTIVE OF THE US POSITION. HIS KNOWLEDGE OF THE SUBJECT, AND CAPACITY FOR MODERATE AND EFFECTIVE LEADERSHIP, AMB STEVENSON SUGGESTS IT WOULD BE MOST HELPFUL IF THE SECRETARY COULD; INDICATE OUR APPRECIATION TO FACIO IF THE OCCASION PRESENTS ITSELF AND EXPRESS THE HOPE THAT HE WILL PARTICIPATE ACTIVELY THIS SUMMER.
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